IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMARY SUIT NO.1650 OF 2003

Colgate Palmolive (I) Ltd. Plaintiff

versus

R.K.Trading Co., proprietor
Mr.Kartik Chandra Dhara Defendant

Mr.Leon Samuel with Asif Lampwala i/by M/s.Advani & Co. for plaintiff.

Mr.D.D.Madon with Mr.K.C.Mehta & P.N.Sharma for defendant.

CORAM : S.C.DHARMADHIKARI, J.

DATE : 26th July 2005

PC :

1. At the hearing of Summons for Judgement No.846 of 2003 learned advocate appearing for plaintiff states that in the light of the objection to the territorial jurisdiction of this Court, the plaint may be returned for presentation to the proper Court. Mr.Madon appearing for defendant states that subject to all contentions being kept open, defendant has no objection if the plaint is directed to be returned to the plaintiff for presentation to proper Court. In the light of this, following

order.

2. ORDER :- A) Leave under Clause XII of Letters Patent granted by this Court to stand revoked. Plaint is directed to be returned to advocate for plaintiff for presentation to proper Court.

B) All contentions of defendant are expressly kept open.

(S.C.DHARMADHIKARI, J.)